

MAY 20, 2014

ROLL CALL: MARY BRADLEY, CARL ELLIS, SONNY JONES, KEN KERKHOFF, ANN MILLER AND OWEN ROBERTS WERE PRESENT. ALSO PRESENT WERE MAYOR BRIAN TRAUGOTT AND ACTING CITY ATTORNEY ELLEN MOORE.

DEPT. HEADS: MITIZ DELIUS, JIM ODOM, JOHN WILHOIT AND ALLISON WHITE WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.

MOTION BY JONES, SECONDED BY BRADLEY TO APPROVE AND ADOPT THE MINUTES OF THE MAY 6, 2014 REGULAR MEETING OF THE COUNCIL.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

At the request of Council member Bradley, Moore gave second reading of Ordinance No. 2014-23 Annexing Kentucky Highway 33 Right-of-Way From Falling Springs Boulevard to the Ramps of the Martha Lane Collins Bluegrass Parkway as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2014-23**

TITLE: AN ORDINANCE ANNEXING THE KY HIGHWAY 33 RIGHT-OF-WAY FROM FALLING SPRINGS BLVD TO THE RAMPS OF THE MARTHA LANE COLLINS BLUEGRASS PARKWAY.

Whereas, the City having previously expressed its intention to annex the property described herein through Ordinance No. 2014-5; and

Whereas, there being no objection to said annexation.

BE IT ORDAINED IN THE CITY OF VERSAILLES, KENTUCKY as follows:

Section 1. The City hereby annexes the property located within the right-of-way of Kentucky Highway 33 from the intersection of KY Highway 33 and Falling Springs Boulevard in a southerly direction to the beginning of the ramps for the Martha Lane Collins Bluegrass Parkway. The property to be annexed contains 5.225 acres and is described more specifically in the legal description attached hereto as Exhibit A and is further shown on the plat attached hereto as Exhibit B.

Section 2. It is desirable to annex the property described in Section 1 above because it is contiguous to City boundaries and it is either being utilized or planned to be utilized for urban purposes requiring provision of City services and it is urban in character.

Section 3. This ordinance shall become effective after passage and upon publication as required by law.

Introduced and given first reading at a meeting of the City Council of the City of Versailles, Kentucky, held on the 6th day of May, 2014, and fully adopted after the second reading at a meeting of said council held on the 20th day of May, 2014.

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CITY OF VERSAILLES

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK

MOTION BY JONES, SECONDED BY MILLER TO APPROVE AND ADOPT ORDINANCE NO. 2014-23 ANNEXING KENTUCKY HIGHWAY 33 RIGHT-OF-WAY FROM FALLING SPRINGS BOULEVARD TO THE RAMPS OF THE MARTHA LANE COLLINS BLUEGRASS PARKWAY.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

At the request of Council member Bradley, Moore gave second reading of Ordinance No. 2014-24 Annexing the U.S. Highway 50 Right-of-Way From the IBP1, LLC Shopping Center to the Property of Lindsey Cox McHatton as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2014- 24**

TITLE: AN ORDINANCE ANNEXING THE U.S. HIGHWAY 60 RIGHT-OF-WAY FROM THE IBP1, LLC SHOPPING CENTER TO THE PROPERTY OF LINDSEY COX MCHATTON.

Whereas, the City having previously expressed its intention to annex the property described herein through Ordinance No. 2014-6; and

Whereas, there being no objection to said annexation.

BE IT ORDAINED IN THE CITY OF VERSAILLES, KENTUCKY as follows:

Section 1. The City hereby annexes the property located within the right-of-way of U. S. Highway 60 from the IBP1, LLC shopping center at the intersection of U. S. Highway 60 and the U. S. Highway 60 Bypass, in an easterly direction to the property now owned by Lindsey Cox McHatton. The property to be annexed contains 25.430 acres and is described more specifically in the legal description attached hereto as Exhibit A and is further shown on the plat attached hereto as Exhibit B.

Section 2. It is desirable to annex the property described in Section 1 above because it is contiguous to City boundaries and it is either being utilized or planned to be utilized for urban purposes requiring provision of City services and it is urban in character.

Section 3. This ordinance shall become effective after passage and upon publication as required by law.

Introduced and given first reading at a meeting of the City Council of the City of Versailles, Kentucky, held on the 6th day of May, 2014, and fully adopted after the second reading at a meeting of said council held on the 20th day of May, 2014.

MAY 20, 2014

CITY OF VERSAILLES

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK

MOTION BY ELLIS, SECONDED BY BRADLEY TO APPROVE AND ADOPT ORDINANCE NO. 2014-24 ANNEXING THE U.S. HIGHWAY 60 RIGHT-OF-WAY FROM THE IBP1, LLC SHOPPING CENTER TO THE PROPERTY OF LINDSEY COX MCHATTON.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

At the request of Council member Roberts, Moore gave first reading of Ordinance No. 2014-25 Amending Section 51.41(L)(1) of the Code of Ordinances of the City of Versailles to Modify the Limits of Pollutants Discharged Into the City's Wastewater Treatment System.

Attorney Moore announced to the Council that in their packets for further review and consideration were recommendations of the Planning and Zoning Commission for Text Amendment/Zoning Ordinance Amendments to Eliminate the B-3 District, Article VII, Section 715; Amend Article II Definitions 296 Signs and to Amend Article VII, Section 508 – Sign Ordinance. Ms. Moore noted that these items would be on the next regular agenda of the Council for further Council review and/or action.

Police Chief John Wilhoit presented a State Price Contract quote from the Kentucky Department of Correctional Industries for furniture and workstation reconfigurations for the squad room, sergeant's room, break room and mailbox storage area. Chief Wilhoit noted that the funds for these items would be paid from Asset Forfeiture funds and would not come directly out of the Police Department's operating budget. The quote was in the amount of \$22,154.67.

MOTION BY MILLER, SECONDED BY BRADLEY TO APPROVE THE QUOTE PRESENTED BY THE KENTUCKY DEPARTMENT OF CORRECTIONAL INDUSTRIES FOR THE PURCHASE OF FURNITURE AND WORKSTATION RECONFIGURATION FOR THE SQUAD ROOM, SERGEANT'S ROOM, BREAK ROOM AND MAILBOX STORAGE AREA AT THE POLICE DEPARTMENT AND THAT SUCH PURCHASE WOULD BE PAID FOR BY ASSET FORFEITURE FUNDS IN THE AMOUNT OF \$22,154.67.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

PUBLIC COMMENT

Marjorie Evans thanked the Mayor and City Council once again for their support and contributions to the recent Art In The Park event.

Mr. Don Lewis (citizens for Sustainable Community Growth) addressed the Council as to whether or not there were any comments to his May 6, 2014 comments/requests (attached as official document to May 6, 2014 minutes, as well as minutes dated May 20, 2014). Council member Carl Ellis noted that he had some personal comments he wanted submitted for the record personally and not as a City Council member. They were as follows:

1. Proposed "Big Box Bond" Ordinance – "Yes, could possibly support such ordinance but would want to see language first."
2. Ordinance Addressing Highest Standards for Aesthetic and Design Requirements – "We have to be very careful about design standards—look at Midway Station—that is one of the things that has held it back. Would not apply to gateway center as they have applied under current conditions. Don't believe they can be retroactive. Walmart was already in Bardstown when those were adopted."
3. Ordinance Addressing Required Tree Plant and Other Landscape to Mitigate Unsightly Appearance – "We have landscape requirements under Article II in zoning ordinances."

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4. Ordinance Imposing State-of-Art Water Quality Protections on Large Commercial Developments – “They already have to meet statement requirements. Don’t know exactly what the requirements are, but don’t think very stringent.”
5. Traffic Patterns – “I will leave that to traffic engineers of which I am certainly not one. However, it doesn’t take an engineer to know there will be problems.”
6. Minimum Wage – “I would support as long as it applies to all communities. If you are referring only to Versailles and Woodford County, I would not support. I think if Versailles and Woodford were the one ones to have it would be an economic development killer, and as City Council member, I am not sure we even have that authority.”
7. Reference to B-5 Zone – “I voted for zone change knowing exactly what is allowed. Large retail stores are one of the principal uses. If you look at Conceptual Plan that was turned in with zone change request, I believe it shows there could be a “big box” store. If you look at dimensions on plat and to the math one is 105,000 square feet and another 100,000 square feet. I am not sure how other people interpret “Big Box Store” but I would call them “Big Box Stores”.

Mr. Don Lewis requested rebuttal and not that “the group sees failings of Planning and Zoning, which in turn Planning and Zoning is failing the community”. Mr. Lewis cited that the “City may have authority to fill in for the shortcomings and/or failings of Planning and Zoning”.

Council member Kerkhoff noted that the “Mayor has reached out to Walmart and met with them to make sure they are meeting the required standards as well as being a good neighbor of the community.” Council member Miller asked of Mr. Lewis “Did you or your group attend any Planning and Zoning subdivision regulation public hearings in 2012?” Mr. Lewis replied “No”. Ms. Miller then asked “Did you or your group attend the 2005 Land Use hearings held in relation to changes being proposed to the Comprehensive Plan?” Mr. Lewis replied “No”.

Mr. Lewis requested to submit written traffic study concerns by David Kratt of Stourbridge, however, there was brief discussion and request denied due to Mr. Kratt not being present to speak on his own behalf. Mr. Lewis then asked if during the May 22, 2014 Strategic Planning form would his group be allowed to setup a power point presentation. Ms. Miller noted that the form was not a platform for the Walmart debate, however, the forum was for sharing similar ideas for the future growth of the community and that the forum was open to everyone in the community to participate. Ms. Miller invited Mr. Lewis to “bring your concerns and they will be heard where relative to everyone’s participation”.

DEPARTMENT HEAD/COMMITTEE REPORTS

City Clerk Allison White noted that the Council’s financial reports (through May) were included in their Council packets.

Mr. Keith Slugantz (Emergency Management Director) requested Council approval to apply for the 2015 Hazardous Mitigation Grant for the Mack Street drainage repairs.

MOTION BY KERKHOFF, SECONDED BY BRADLEY TO APPROVE REQUEST BY EMERGENCY MANAGEMENT DIRECTOR TO APPLY FOR 2015 HAZARDOUS MITIGATION GRANT FUNDS FOR THE MACK STREET DRAINAGE ISSUE.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

Water/Sewer Committee Chairman Roberts noted that the Water/Sewer committee had met prior to the meeting to discuss two change orders related to Phase I of the Wastewater Collection Rehab project. Utilities Director Mitzi Delius explained that Change Order No. 1 consisted of lining 1 VF of manholes with cementitious coating @ 155.00/VF and lining 1 VF of manholes with H2S Resistent Coating @ 270.00/VF. Change Order No. 1 was submitted in the amount of \$10,335.

MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE CHANGE ORDER NO. 1 AS SUBMITTED BY INSITUFORM TECHNOLOGIES IN AN AMOUNT NOT TO EXCEED \$10,500 FOR EPOXY LININGS TO MANHOLES AS PART OF THE PHASE I WASTEWATER COLLECTION REHAB PROJECT.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

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Ms. Delius explained that Change Order No. 2 submitted by Insituform Technologies was to replace manhole and collapsed line in the area of the hospital that was found during manhole inspections as part of the Phase I Wastewater Collection Rehab project. Ms. Delius noted that Change Order No. 2 was submitted in the amount of \$7,700.00.

MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE CHANGE ORDER NO. 2 AS SUBMITTED BY INSITUFORM TECHNOLOGIES IN THE AMOUNT OF \$7,700.00 FOR THE PURPOSE OF REPAIRING COLLAPSED LINE AND REPLACING BURIED MANHOLE (HOSPITAL AREA) AS PART OF THE PHASE I WASTEATER COLLECTION SYSTEM REHAB.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

Mayor Traugott noted that he had once again received numerous complaints regarding the charity collection boxes placed around the community. Mr. Traugott placed the issue in Street Committee for further review and recommendation.

Mr. Harold Steele (citizen) requested to make a rebuttal to Mr. Don Lewis’ (Citizens for Sustainable Community Growth) group. Mr. Steele noted that in years past, Planning and Zoning ordinances were very restricted and that “great strides” had been made by Planning and Zoning in the recent years in making ordinances, subdivision regulations more “community friendly”. Mr. Steele noted that surrounding communities such as Bardstown, Harrodsburg, Danville and Elizabethtown are “far more historic districts than Versailles” and they all have Walmart’s and are “very strong and thriving communities today.”

MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE THE GENERAL LEDGER DISTRIBUTION LIST (BILLS) DATED MAY 20, 2014 AFTER THEY HAVE BEEN PROPERLY REVIEWED AND APPROVED BY THE APPROPRIATE DEPARTMENT HEAD, MAYOR AND CITY TREASURER.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

MOTION BY ELLIS, SECONDED BY ROBERTS THAT THE MEETING OF THE COUNCIL ADJOURN.

The vote was as follows: Bradley, Ellis, Jones, Kerkhoff, Miller and Roberts voting aye.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK